S/N 10/598,779 PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

BREDDAM et al.

Examiner:

Uknown

Serial No.:

10/598,779

Group Art Unit:

Unknown

Filed:

11 September 2006

Docket No.:

12845.0009USWO

Title:

BARLEY FOR PRODUCTION OF FLAVOR-STABLE BEVERAGE

## INFORMATION DISCLOSURE STATEMENT (37 C.F.R. § 1.97(b))

Commissioner for Patents P.O. Box 1450 Alexandria, Virginia 22313-1450

Dear Sir:

With regard to the above-identified application, the items of information listed on the enclosed Form 1449 are brought to the attention of the Examiner.

This statement should be considered because it is submitted within three months of the filing date of the above-identified application, which is not an application under 37 C.F.R. § 1.53(d). Accordingly, no fee is due for consideration of the items listed on the enclosed Form 1449.

In accordance with 37 C.F.R. §1.98(d), a copy of each document or other information listed on the enclosed Form 1449 is not provided because it was previously cited by or submitted to the U.S. Patent and Trademark Office in parent application, U.S. Serial No. 10/800,200 filed on 11 March 2004.

No representation is made that a reference is "prior art" within the meaning of 35 U.S.C. §§ 102 and 103 and Applicants reserve the right, pursuant to 37 C.F.R. § 1.131 or otherwise, to establish that the reference(s) are not "prior art." Moreover, Applicants do not represent that a reference has been thoroughly reviewed or that any relevance of any portion of a reference is intended.

Consideration of the items listed is respectfully requested. Pursuant to the provisions of M.P.E.P. 609, it is requested that the Examiner return a copy of the attached Form 1449, marked

as being considered and initialed by the Examiner, to the undersigned with the next official communication.

Please charge any additional fees or credit any overpayment to Deposit Account No. 13-2725.

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PATENT TRADEMARK OFFICE

Respectfully submitted,

MERCHANT & GOULD P.C. P.O. Box 2903 Minneapolis, Minnesota 55402-0903 (612) 332-5300

Dated: 21 May 2007

DMK/cjc

Denise M. Kettelberger

Reg. No. 34,994

Date Mailed:	May 2007	Sheet 1 of 6

FORM 1449* INFORMATION DISCLOSURE STATEMENT	Docket Number: 12845.0009USWO	Application Number: 10/598,779
IN AN APPLICATION	Applicant: Breddam et al.	
(Use several sheets if necessary)	Filing Date: 11 September 2006	Group Art Unit: Unknown

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